
GOVERNMENT NOTICES GOEWERMENSKENNISGEWINGS

DEPARTMENT OF AGRICULTURE, FORESTRY AND FISHERIES DEPARTEMENT VAN LANDBOU, BOSBOU EN VISSERYE

No. 153

8 March 2013

MARKETING OF AGRICULTURAL PRODUCTS ACT, 1996 (ACT No 47 OF 1996)

ESTABLISHMENT OF STATUTORY MEASURE AND DETERMINATION OF INTERNATIONAL MARKET DEVELOPMENT AND LOCAL CONSUMER EDUCATION LEVIES ON STONE FRUIT

I, Tina Joemat-Pettersson, Minister for Agriculture, Forestry & Fisheries acting under sections 13 and 15 of the Marketing of Agricultural Products Act, 1996 (Act No 47 of 1996), hereby establish the statutory measure set out in the Schedule.

TINA JOEMAT-PETTERSSON,

Minister for Agriculture, Forestry & Fisheries.

SCHEDULE

Definitions

1. In this Schedule any word or expression to which a meaning has been assigned in the Act shall have that meaning, and unless the context otherwise indicates –

“Stone Fruit Producer” means a producer of apricots, peaches & nectarines and plums intended for exports; and

“Exporter” means a person who trade stone fruit for export for his own account, or acts as an agent on a commission basis on behalf of stone fruit producers;

A person shall have a choice to register as either a producer or an exporter. A person who is a producer as well as an exporter must register as a producer and as an exporter.

Purpose and aims of statutory measure and the relation thereof to the objectives of the Act

2. The levy is needed by the SA Stone Fruit Producers' Association (SASPA) to fund on export market development and local consumer education campaign for stone fruit.

This measure is necessary to generate producer funding for a market development and consumer education campaign.

The measure will not be detrimental to the number of employment opportunities or fair labour practice and will support the statutory measures relating to registration and the rendering of returns applicable to stone fruit.

The measure will be administered by HORTGRO^{Services}. HORTGRO^{Services} will implement and administer the measure as set out in the Schedule on behalf of DFPT Finance, a company incorporated under section 21 of the Companies Act, 1973 (Act 61 of 1973).

Products to which statutory measure applies

3. This statutory measure shall apply to all stone fruit destined for export and on peaches & nectarines and prunes delivered to the local fresh produce markets.

Area in which measure shall apply

4. This measure shall apply in the geographical area of the Republic of South Africa.

Imposition of levy

5. A levy is hereby imposed on the identified stone fruit (all classes).

Amount of levy

6. (1) Export market development:
The amount of the levy shall be R0,50 per standard export carton or the equivalent rate per kilogram on all other sizes of export (all classes) cartons:
 - (a) Standard carton for apricots is 5kg
 - (b) Standard carton for peaches & nectarines is 2,5kg
 - (c) Standard carton for prunes is 5,25kg
- (2) Local consumer education:
The amount of the levy shall be R0,10 per standard carton or the equivalent rate per kilogram on all other sizes of (all classes) cartons delivered to the local market:
 - a) Standard carton for peaches & nectarines is 2,5kg
 - b) Standard carton for prunes is 5,25kg

Persons by whom and to whom levy shall be payable

7. (1) The levy imposed under clause 5 shall be payable by an stone fruit producer or exporter on behalf of the producer from which such stone fruit have been procured in respect of all stone fruit exported and/or delivered to the local fresh produce markets;
- (2) A levy imposed under clause 5 shall be payable to DFPT Finance in accordance with clause 8.

Payment of levy

8. (1) Payment of the levy shall be made not later than sixty days following the month end of delivery of a quantity of stone fruit.
- (2) Payment shall be made by means of a cheque or electronic transfer in favour of DFPT Finance, and shall –
- (a) when paid by cheque, be addressed to –
- DFPT Finance
PO Box 163
PAARL
7620
- (b) when electronically transferred, be paid to the bank account obtainable on request from HORTGRO^{Services}.

Commencement and period of validity

9. This statutory measure shall come into operation on the date of publication hereof and will lapse four (4) years later.